

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

MICHELLE CHISM.

Plaintiffs,

vs.

COSTCO WHOLESALE CORPORATION,  
DOES I-V; ROE CORPORATIONS 1-X,

Defendants.

**CASE NO: 2:20-cv-00967-ART-DJA**

**ORDER GRANTING (ECF No. 64)**

**STIPULATION AND ORDER TO SUBMIT CASE TO SETTLEMENT CONFERENCE  
OR ALTERNATIVE METHOD OF DISPUTE RESOLUTION AND STAY  
DISCOVERY AND ALL DEADLINES PENDING COMPLETION  
(First Request- LR II 16-5)**

Pursuant to Local Rule of Practice for the United States District Court, District of Nevada (“LR”) II 16-5, Plaintiff, MICHELLE CHISM (hereinafter referred to as “Ms. Chism” or “Plaintiff”), by and through counsel, Peter Angulo, Esq. of the Angulo Law Group and Defendant, COSTCO WHOLESALE CORPORATION (hereinafter referred to as “Costco”) by and through

1 counsel, Edgar Carranza, Esq. and Megan Wessel, Esq. of MESSNER REEVES, LLP, hereby stipulate  
2 to submit this case to settlement conference/mediation as a method of dispute resolution and stay all  
3 discovery and other activities and deadlines pending completion of the same (First Request to Stay)  
4 as follows:

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6 WHEREAS, the Parties wish to submit this matter to a settlement conference/mediation in  
7 an effort to explore a potential early resolution as contemplated by LR II 16-5;

8  
9 WHEREAS, the Parties wish to avoid incurring the significant effort and expense that  
10 moving forward with discovery and the remaining deadlines would require pending completion of  
11 the settlement conference/mediation; and

12 WHEREAS, the Parties agree that good cause exists for the entry of the foregoing  
13 Stipulation and Order.

14 THEREFORE, the Parties hereby stipulate and agreed as follows:

- 15 1. Plaintiffs filed her Complaint on May 11, 2020, in the Eighth Judicial District Court.
  - 16 2. On May 28, 2020, Costco filed its Petition for Removal of this action to this Court  
17 for complete diversity jurisdiction pursuant to 28 U.S.C. 1332, 1441 and 1446 [Doc No. 1].
  - 18 3. After the Parties completed the requirements of FRCP 26, this Court entered the  
19 stipulated Discovery Plan and Scheduling Order [Doc. No. 9].
  - 20 4. The Parties embarked on discovery. Each served initial disclosures and a several  
21 waves of written discovery requests which have been responded to. Depositions were taken of five  
22 Costco personnel who responded to the scene and its Rule 30(b)(6) witness. Plaintiff was deposed,  
23 as was her boyfriend, Eddie Diaz. Other fact witnesses were deposed including Costco customer,  
24 Alexandra Headrick, and responding EMT, Jonathan Cuff.
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1           11.     The Parties further hereby stipulate and agree that all formal discovery efforts and all  
2 deadlines pursuant to the court rules and the applicable the scheduling order shall be stayed pending  
3 the completion of the settlement conference/mediation.

4           12.     If the matter is not resolved by these efforts, the Parties will advise this Court via a  
5 status report or other filing this Court deems appropriate and seek to re-set the deadlines, agree to  
6 new dates for the pending depositions and other requirements.

7           13.     The Parties further request a hearing before this Court, if necessary, so the Court and  
8 the Parties can determine the most efficient manner to proceed.  
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10  
11 DATED this 7<sup>th</sup> day of December, 2023.

DATED this 7<sup>th</sup> day of December, 2023.

12           **MESSNER REEVES, LLP**

**Angulo Law Group, LLC**

13  
14           /s/ *Edgar Carranza*

/s/ *Peter Angulo*

15 By: \_\_\_\_\_

By: \_\_\_\_\_

16 Edgar Carranza, Esq.  
17 Nevada Bar No. 5902  
18 Megan Wessel, Esq.  
19 Nevada Bar No. 14131  
20 8945 West Russell Road, Suite 300  
Las Vegas, Nevada 89148  
Attorney for Defendant  
COSTCO WHOLESALE CORPORATION

Peter Angulo, Esq.  
Nevada Bar No. 3672  
5545 S. Mountain Vista Street, Suite F  
Las Vegas, Nevada 89120  
Attorney for Plaintiff  
MICHELLE CHISM

21 IT IS SO ORDERED.

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23 \_\_\_\_\_

24 Anne R. Traum  
United States District Judge

25 DATED: December 11, 2023  
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